

60,137-242; 118-3004-U

REMARKS

Applicant has now amended this application in response to the office action. With the amendment to the claims, the objection to the drawings should be moot.

Reconsideration of the rejection over the prior art is requested.

The Guenther reference does not disclose tabs. It is inconsistent with patent law to simply hold that the requirements of separate tabs having holes would be met by Guenther as some form of "mere choice." It is incumbent upon the examiner to show prior art, and to support the rejection and any modification. Simply, applicant has developed a unique support bar structure, and the claims are allowable. Guenther does not disclose what is required of the claims. Sarkisian also does not meet the limitations of the claims.

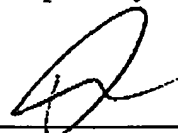
The examiner relies upon two decisions, one of which is actually older than 35 USC §103, and both of which are prior to the decision in *Graham v. John Deere*. There is no general rule that making a multi-part structure one piece will always be obvious. The examiner must support modifying Sarkisian such that it would become one piece. Simply, there is no motivation to modify Sarkisian. The Sarkisian device has the separate parts for a reason with regard to easy assembly.

Further, modifying the tab structure of Sarkisian and adding a cover plate is not suggested.

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For all of these reasons, the rejection of all claims is improper and should be withdrawn.

Respectfully submitted,

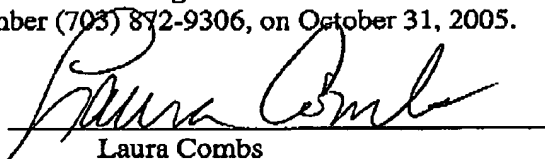


Theodore W. Olds, Reg. No. 33,080
Carlson, Gaskey & Olds
400 W. Maple Road, Ste. 350
Birmingham, MI 48009
(248) 988-8360

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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States patent and Trademark Office, fax number (703) 872-9306, on October 31, 2005.


Laura Combs